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6 UNITED STATES DISTRICT COURT
7 WESTERN DISTRICT OF WASHINGTON
8 AT TACOMA

9 VINCENT DANIEL HOPPER,
10 Plaintiff,
11 v.
12 JOHN DOE MYERS RECREATIONAL
13 COACH NORTHWEST DETENTION
14 CENTER *et al.*,
15 Defendants.

Case No. C05-5680RBL

ORDER ADOPTING REPORT AND
RECOMMENDATION REGARDING
DEFENDANTS FIRST MOTION TO
DISMISS

16 The Court, having reviewed, the Report and Recommendation of Magistrate Judge J. Kelley
17 Arnold, objections to the report and recommendation, if any, and the remaining record, does hereby
18 find and ORDER:

- 19 (1) The Court adopts the Report and Recommendation;
20 (2) Defendants motion is **GRANTED** with regards to injunctive relief claims. Plaintiff
21 lacks standing to seek injunctive relief as a result of his transfer out of the Northwest
22 Detention Center. Injunctive claims are **DISMISSED WITH PREJUDICE**. The
23 remainder of the motion is **DENIED**.
24 (3) The Clerk is directed to send copies of this Order to plaintiff, counsel for defendants
25 who have appeared and to the Hon. J. Kelley Arnold.

26 DATED this 20th day of June, 2006.

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RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE

ORDER